IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 28TH NOVEMBER 2006 / 7TH AGRAHAYANA 1928

Bail Appl..No. 6946 of 2006()

CRIME NO. 575/06 OF CHENGAMANADU POLICE STATION

APPLICANT/ACCUSED NO.6

SUJITH C.S., AGED 28 YEARS,
S/O. SURESH, CHULLIPARAMBIL HOUSE,
ANCHERI P.O., THRISSUR.

BY ADV. SRI.P.VIJAYA BHANU
SMT.P.MAYA

RESPONDENTS: COMPLAINANT - STATE

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY DIRECTOR GENERAL OF PROSECUTION SRI. P.G. TAMPY

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD ON 24/11/2006, THE COURT ON 28/11/2006 PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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B.A. NO. 6946 of 2006

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Dated, this the 28th day of November 2006

ORDER

In this petition filed under Sec. 439 Cr.P.C., the petitioner who is the 6th accused in Crime No. 575/06 of Chengamanadu Police Station for offences punishable under Secs. 395, 412 and 120 B of I.P.C, seeks bail.

2. The learned Director General of Prosecutions opposed the application.

3. The occurrence took place in broad day light at 3 p.m. on 9-10-2006. When the de facto complainant was proceeding to Nedumbassery Airport in a Palio Car, his car was intercepted by another Car in which the accused were travelling. This happened on the Airport road at Athani. After dragging out the 4 inmates including the de facto complainant, the assailants robbed them off 14.484 kgms. of gold meant for export. This was a pre-planned operation. Accused Nos. 13,15 and 16 are yet to be apprehended and major part of the gold is yet to be seized by the police. If at this stage of investigation, the petitioner is released on bail, he will definitely intimidate the prosecution witnesses, get in touch with the absconding

accused and hamper with the smooth investigation of the case which includes recovery of the balance quantity of the gold. I am not inclined to grant bail to the petitioner.

This bail application is accordingly, dismissed.

V. RAMKUMAR,
(JUDGE)

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